

IN THE CLAIMS

Please amend the Claims as follows.

1. (currently amended) A method for detecting or quantifying a target nucleic acid in a sample comprising:

(a) preparing at least one primer specifically matched to a predetermined position of the target nucleic acid;

(b) annealing the at least one primer from (a) with the target nucleic acid to obtain a primer-nucleic acid duplex at the predetermined position of the target nucleic acid;

(c) mixing the primer-nucleic acid duplex from (b) with a non-terminator nucleotide mixture consisting of:

(i) dATP, dCTP, dGTP;

(ii) dATP, dCTP, dTTP or dUTP;

(iii) dATP, dGTP, dTTP or dUTP; or

(iv) dCTP, dGTP, dTTP or dUTP

~~wherein at least one of A, T, G, or C non terminator nucleotides is omitted from the non-terminator nucleotide mixture, and~~ wherein at least one non-terminator nucleotide of the non-terminator nucleotide mixture ~~which is not omitted~~ is labeled with a detectable marker;

(d) performing isometric primer extension by enzymatic or chemical reaction in an appropriate buffer to form isometric primer extension products, wherein the primer extension terminates at a target nucleic acid nucleotide complementary to ~~the~~ an omitted non-terminator nucleotide of (c); and

(e) detecting or quantifying the amount of labeling signal on the isometric primer extension products.

2. (previously amended) The method according to claim 1, wherein the at least one primer is selected from the group consisting of a nucleic acid primer, an oligodeoxyribonucleotide, an oligoribonucleotide, and a copolymer of deoxyribonucleic acid and ribonucleic acid.

3. (previously amended) The method according to claim 1, wherein the target nucleic acid is selected from the group consisting of a deoxyribonucleic acid, a ribonucleic acid, and a copolymer of deoxyribonucleic acid and ribonucleic acid.

4. (canceled) The method according to claim 1, wherein the non-terminator nucleotides are selected from the group consisting of deoxyribonucleotides and ribonucleotides.

5. (canceled).

6. (canceled).

7. (canceled).

8. (canceled).

9. (previously amended) The method according to claim 1, wherein said detectable marker is selected from the group consisting of an enzyme moiety, protein moiety, radioactive isotope, fluorescent moiety, and a chemical group.

10. (canceled).

11. (previously amended) The method according to claim 1, wherein the primer extension products are formed using a template-dependent enzyme.

12. (previously amended) The method according to claim 11, wherein the template-dependant enzyme is selected from the group consisting of DNA polymerase, RNA polymerase, and reverse transcriptase.

13. (previously amended) The method according to claim 11, wherein the template-dependant enzyme is *E. coli* DNA polymerase I, a Klenow fragment thereof, T4 DNA

polymerase, T7 DNA polymerase, Thermophilic DNA polymerase, retroviral reverse transcriptase, or a combination thereof.

14. (previously amended) The method according to claim 1, wherein the target nucleic acid is synthesized enzymatically *in vivo*, or *in vitro*.

15. (original) The method according to claim 1, wherein the target nucleic acid is synthesized by polymerase chain reaction.

16. (original) The method according to claim 1, wherein the target nucleic acid comprises non-natural nucleotide analogs.

17. (original) The method according to claim 16, wherein the non-natural nucleotide analogs comprise deoxyinosine or 7-deaza-2'-deoxyguanosine.

18. (previously amended) The method according to claim 1, wherein the target nucleic acid is selected from the group consisting of genomic DNA from an organism, RNA transcripts thereof, and cDNA prepared from RNA transcripts thereof.

19. (previously amended) The method according to claim 18, wherein the organism is a plant, microorganism, bacteria, or virus.

20. (original) The method according to claim 18, wherein the organism is a vertebrate or invertebrate.

21. (original) The method according to claim 18, wherein the organism is a mammal.

22. (previously amended) The method according to claim 21, wherein the mammal is a human being.

23. (original) The method according to claim 1, wherein an amplification step is performed on the target nucleic acid.

24. (previously amended) The method according to claim 23, wherein the amplification step comprises an amplification method selected from the group consisting of cloning, transcription, polymerase chain reaction (PCR), ligase chain reaction (LCR), strand displacement amplification (SDA), and loop mediated isothermal amplification (LAMP).

25. (previously amended) The method according to claim 1, wherein the primer comprises at least one moiety that permits affinity separation of the primer from the unincorporated reagent or the nucleic acid of interest.

26. (previously amended) The method according to claim 1, wherein the primer comprises at least one moiety that allows immobilization of the primer onto a solid support to produce an immobilized primer sequence.

27. (previously amended) The method according to claim 25 or 26, wherein the at least one moiety comprises a special chemical group selected from the group consisting of biotin, and digitonin.

28. (previously amended) The method according to claim 25 or 26, wherein the at least one moiety comprises a nucleotide sequence that allows the primer to link to a solid support, the solid support having a complementary sequence to the nucleotide sequence of the at least one moiety, wherein the primer links to the solid support via base pairing to the complementary sequence present in the solid support.

29. (original) The method according to claim 1, wherein the primer is directly synthesized on a solid support to produce an immobilized primer sequence.

30. (original) The method according to claim 29, wherein the synthesis is accomplished by enzymatic or chemical or physical method.

31. (previously amended) The method according to claim 1, wherein the primer is immobilized onto a solid support to produce immobilized isometric primer extension products.

32. (previously amended) The method according to claim 1, wherein the primer is reversibly immobilized onto a solid support.

33. (previously amended) The method according to claim 32, wherein the primer is cleaved from the solid support by a chemical, enzymatic or physical process.

34. (previously amended) The method according to claim 1, wherein the target nucleic acid is immobilized onto a solid support to produce immobilized isometric primer extension products.

35. (original) The method according to claim 1, wherein the target nucleic acid is reversibly immobilized onto a solid support.

36. (previously amended) The method according to claim 34, wherein the target nucleic acid is cleaved from the solid support by a chemical, enzymatic or physical process.

37. (previously amended) The method according to claim 31, 32, 34 or 35, wherein immobilization is accomplished via a photocleavable bond.

38. (previously amended) The method according to claim 26, 29, 31, 32, 34 or 35, wherein the solid support is selected from the group consisting of beads, flat surfaces, chips, capillaries, pins, and wafers.

39. (original) The method according to claim 31, 32, 34, or 35, wherein said immobilization is accomplished by hybridization between a complimentary capture nucleic acid molecule, which has been previously immobilized to a solid support, and a portion of the nucleic acid molecule, which is distinct from the target nucleic acid sequence.

40. (original) The method according to claim 31, 32, 34, or 35, wherein said immobilization is accomplished via direct bonding between the solid support and a portion of the nucleic acid molecule, which is distinct from the target nucleic acid sequence.

41. (currently amended) A method to detect or quantify at least one nucleic acid in a sample, the method comprising the steps of:

- (a) annealing a primer to a target nucleic acid;
- (b) extending the primer to form isometric primer extension products ~~by omitting at least one of A, T, G, or C non-terminator nucleotides~~ using a non-terminator nucleotide mixture consisting of:

- (i) dATP, dCTP, dGTP;
- (ii) dATP, dCTP, dTTP or dUTP;
- (iii) dATP, dGTP, dTTP or dUTP; or
- (iv) dCTP, dGTP, dTTP or dUTP

wherein at least one nucleotide ~~which is not omitted~~ is fluorescently labeled; and

- (c) assaying for incorporation of the fluorescently labeled nucleotide within the isometric extension products.

42. (canceled).

43. (canceled).

44. (canceled).

45. (previously added) The method according to claim 1, wherein the target nucleic acid is synthesized non-enzymatically.

46. (previously added) The method according to claim 28, wherein the solid support is selected from the group consisting of beads, flat surfaces, chips, capillaries, pins, and wafers.

47. (canceled).